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Jun 01 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM YORK COUNTY  
Court of Common Pleas

G.D. Morgan, Jr., Circuit Court Judge

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Appellate Case No. 2025-002565

James S. Patton,

Appellant,

v.

State of South Carolina

Respondent.

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**MOTION FOR EXTENSION OF TIME**

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This matter is before the Court on the undersigned Counsel's Motion for Extension of Time to file the Initial Brief of Appellant and Designation of Matter in the above-captioned case.

The Initial Brief of Appellant and Designation of Matter are due on **June 1, 2026**.

I respectfully request a thirty (30) day extension of time to serve and file the Initial Brief of Appellant and Designation of Matter. This is Counsel's **third** request for an extension of time and is not intended for purposes of delay as it is reasonable and necessary due to Counsel's heavy workload and to ensure the brief is properly researched and prepared prior to filing.

On May 29, 2026, Counsel had a hearing in Batesburg-Leesville Magistrate Court. On May 28, 2026, Counsel had two hearings before the South Carolina Department of Labor, Licensing, and Regulations Board of Nursing. On May 27, 2026, Counsel had a motion hearing in Laurens County General Sessions Court. On May 26, 2026, Counsel had a plea hearing in Horry County

General Sessions Court. On May 22, 2026, Counsel had a motion hearing for a case in Beaufort County Court of Common Pleas. On May 22, 2026, Counsel filed an Initial Brief of Appellant and Designation of Matter in the case of *State v. Edwin Haney* with this court. On May 20, 2026, Counsel had two plea hearings in Aiken County General Sessions Court. On May 19, 2026, Counsel had a motion hearing in Richland County General Sessions Court. On May 12, 2026, Counsel had a preliminary hearing for a case in Chester County General Sessions Court. On May 7, 2026, Counsel filed a Petition for Rehearing in the case of *State v. Diontrae Epps* with this court. On April 30, 2026, Counsel had a hearing at West Columbia Municipal Court. On April 29, 2026, Counsel had a hearing at the Office of Motor Vehicles Hearings. On April 28, 2026, Counsel had a jury strike in North Augusta Municipal Court. On April 24, 2026, Counsel had a plea hearing in Lexington County for a State Grand Jury case. On April 22, 2026, Counsel filed an Initial Brief of Appellant and Designation of Matter in the case of *State v. Katherine Baucom-Cowick* with this court. On April 21, 2026, Counsel had a plea hearing in Lexington County General Sessions Court. On April 16, 2026, Counsel filed a Petition for Writ of Certiorari to the Court of Appeals and Appendix in the case of *State v. Marc Mckeiver* in the SC Supreme Court. On April 15, 2026, Counsel had a Post-Conviction Relief hearing in Charleston County Court of Common Pleas. On April 15, 2026, Counsel had a federal plea hearing in US District Court in Charleston, SC. On April 13, 2026, Counsel had a federal sentencing hearing in US District Court in Columbia, SC. On April 9, 2026, Counsel had a plea hearing in Greenville County General Sessions Court. On April 8, 2026, Counsel had a sentencing hearing in Oconee County Circuit Court for a State Grand Jury case. On April 2, 2026, Counsel had a plea hearing in Edgefield Magistrate Court. On April 1, 2026, Counsel had a federal pre-trial status conference hearing in US District Court in Charleston, SC.

I notified Senior Assistant Deputy Attorney General Mark Farthing of this request via email, and he consented to this request.

THEREFORE, Appellant respectfully requests a **thirty (30) day extension** for the service and filing of the Initial Brief of Appellant and Designation of Matter in this case.

Respectfully Submitted,

s/ Dayne C. Phillips  
**Dayne C. Phillips, Esq.**  
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ATTORNEY FOR APPELLANT

**June 1, 2026**

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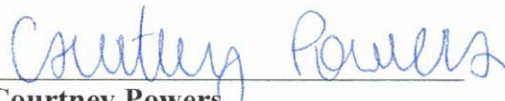
State of South Carolina

Respondent.

**CERTIFICATE OF SERVICE**

I hereby certify that I have this date served the within and foregoing Motion for Extension of Time by emailing and depositing a true and correct copy of the same via first-class mail, postage prepaid, upon all parties as follows:

Mark Farthing, Esq., SC Attorney General's Office, PO Box 11549, Columbia, SC 29211

  
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**June 1, 2026**

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**June 1, 2026**

The Honorable Jenny Kitchings  
Clerk of Court, SC Court of Appeal  
1220 Senate Street  
Columbia, SC 29201

**Re: James S. Patton v. State of South Carolina**  
**MOTION FOR EXTENSION OF TIME**  
**Case No.: 2025-002565**

Dear Ms. Kitchings:

I have enclosed the original Motion for Extension of Time, along with a Certificate of Service that I also emailed for filing today in the above-referenced case. Thank you for your assistance with filing this document.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

s/ Dayne C. Phillips  
**Dayne C. Phillips, Esq.**

cc: **James Patton**  
**Mark Farthing, Esq.**

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